

MINUTES

310th Meeting Contractors' Registration and Licensing Board August 10, 2015

1. The meeting began with the pledge of allegiance to the flag of the United States of

America led by: Felix Carlone, Charman.

2. The meeting was called to order by the Chairman, Felix Carlone, at 12:42 PM after obtaining a quorum.

3. Approval of the agenda and order of business was accepted on a motion by Mr. David Caldwell and seconded by Mr. Eric Wishart.

4. The minutes of the 309th meeting, July 08, 2015, were approved on a motion by Mr. Paul Brunetti and seconded by Mr. David Caldwell.

Introduction of Carole Cornelison, the New Director of the Division of Capital

Asset Management & Maintenance. She provide a brief introduction and discussion on her role and operation working with the Board and staff.

5. Review of pending issues with Code Officials from Rhode Island Building

Officials Association; No pending issues; Building Officials were not in attendance.

Board was informed that the Association would be holding their annual outing this month.

6. Court Case Update: July 2015 as well as August 2015- Court Ordered

Restitution/Fines:

July 2015 - Court Ordered Restitution/Fines:

Contractor Claim/File/Case Fines Restitution

J. Najera (claim 8381/61-15-04112) 17,000* 10,755 (+ civil jdgmt to H/O)

J. Leone (claim 8190/61-15-01089) 100 4,215 (+civil jdgmt to H/O)

J. Clarke (claim 8212/61-15-02934) 25,000* 25,585 (check amount)

R. Rasmussen 7419 - 100 (payment plan/ bkpty)

*** = fine is still due to CRB but was not ordered by the courts**

July 2015 - Funds Received Via CRB:

Contractor Claim/File Fines Restitution

H. Tamborelli 4638 - \$1,200 (settled/paid)
C. McCormick 8497 - \$3,000 (settled/paid)
J. Cambio 8518 - \$400 (settled/paid)
K. Reedy 8430 - \$400 (settled/paid)
T. Wakeman 8460 - \$4,000 (settled/paid)
J. Brien 8279 - \$5,000 (settled/paid)
T. Ogilvie 5933 - \$80 (payment plan)
L. Tiberio 7708 800 -
J. Ribeiro 7500 - \$10 (payment plan)
J. Ribeiro 7499 - \$10 (payment plan)
J. Ribeiro 7478 - \$10 (payment plan)
J. Ribeiro 7050 - \$10 (payment plan)

Fines \$ 800

Restitution \$14,120

TOTAL: \$ 14,920

Upcoming court dates:

**Felony Screening (OMUFP > 1,500) - Edward Elston
(22-13-02636/OMUFP / Claim 8125)**

**Pending Further Investigation – Alvin Morris Williams
(OMUFP/Conspiracy – P2-2014-1709A)**

**7/8/15 – PTC - (Guilty – 61-15-01087 Appealed to Superior Court – now
P3-2015-1091A) - Anthony Piccirilli (claim 8177)**

7/9/15 – PTC - Scott Hicks (61-14-13177/cl 7722)

7/8/15 – PTC - Edward Joseph (61-13-12063)

7/22/15 – PTC - Jose Tavares (P2-14-2391A OMUFP – same facts as claim 8230)

Warrant Cancelled - Everett Gibbons (61-15-01090/cl 8217 & file 10201(1))

Outstanding Warrants:

- Marvin Reyes, 179 Carleton Street, Providence, RI 02908 (no case number?)**
- Otto De Jesus Mendoza Lopez, 121 Bradford St., Bristol RI 02809 (# file 8728(1)) (no case number?)**
- Joseph Forte (NRB 2741(4)/61-15-02933) (BW issued FTA)**
- Joshua Genereux (claim 8301 and file 10039/61-15-04113 and 61-15-04097) – FTA.**
- Scott Brown (61-15-04111/claim 8388)(FTA on 6/17/15 PTC date)**

Status of Administrative Appeals:

Stephen Colucci/Colucci Brothers v. CRB –Admin Appeal.

Greene v. CRB –Admin Appeal. (PC-14-3371) –

August 2015 - Court Ordered Restitution/Fines:

Contractor Claim/File/Case Fines Restitution

R. Rasmussen 7419 - 100 (payment plan/ bkpty)

D. Travis 7421 - 4,000 (paid via court)

D. Demers 4574/41-2006-00686 - 12,225 (paid via court)

S. Hicks 7722/61-14-13177 10,000* 700 (paid via court)

*** = fine is still due to CRB but was not ordered by the courts**

Total: \$16,325

August 2015 - Funds Received Via CRB:

Contractor Claim/File Fines Restitution

R. Larkin 8403 - \$500 (payment)
D. Petrucci 8152 - \$500 (payment plan)
R. Mirabella 8464 - \$1,000 (settled/paid)
R. Machado 8345 - \$3,000 (settled/paid)
T. Gaskin 8186 - \$100 (payment plan)
W. Cinquegrano 8471 - \$500 (payment plan)
V. Rego 8535 - \$500 (settled/paid)
M. Feole 8255 - \$500 (payment plan)
M. Feuti 8520 - \$11,944 (paid by ins.)
D. Peixoto 7547 - \$4,025 (settled/paid)
R. Lewis 8523 - \$862 (settled/paid)
R. Carter 8531 - \$250 (settled/paid)
J. Somyk 8267 - \$2,500 (settled/paid)
J. Ribeiro 7500 - \$10 (payment plan)
J. Ribeiro 7499 - \$10 (payment plan)
J. Ribeiro 7478 - \$10 (payment plan)
J. Ribeiro 7050 - \$10 (payment plan)

Fines \$ 0

Restitution \$26,221

TOTAL: \$ 26,221

Upcoming court dates:

- 8/20/15 – PTC - (Guilty – 61-15-01087 Appealed to Superior Court – now P3-2015-1091A) - Anthony Piccirilli (claim 8177)
- 8/13/15 – PTC - Scott Brown (61-15-04111/claim 8388)
- 8/12/15 – PTC - Jose Tavares (P2-14-2391A OMUFP – same facts as claim 8230)
- 9/1/15 – Arraignment – Norberto Emanuel (61-15-07894/ cl 7588)
- 9/17/15 – Ability to Pay Costs – Edward Joseph (61-13-12063/cl 7865 – Pled nolo on 7/8/15 - \$2,250 to H/O – and fines remain outstanding with the CRB in amount of \$4,500)
- Felony Screening (OMUFP > 1,500) - Edward Elston (22-13-02636/OMUFP / Claim 8125)
- Pending Further Investigation – Alvin Morris Williams (OMUFP/Conspiracy – P2-2014-1709A)

Outstanding Warrants:

- Joseph Forte (NRB 2741(4)/61-15-02933) (BW issued FTA) 149 Atlantic Ave, Providence RI 02907 (served at this location)
- Joshua Genereux (claim 8301 and file 10039/61-15-04113 and 61-15-04097) (1) 11 Reservoir Ave, Manville RI 02838; (2) 2327 Putnam Pike, Chepachet RI 02814; (3) 147 Sayles Street, Woonsocket RI 02895
- Anthony Piccirilli (claim 8388) (1) 30 Camden Road, Narragansett 02882 (address of record); (2) 177 Oakland Ave., Providence, RI 02908

(address where served in hand)

- Everett Gibbons (61-15-01090/cl 8217 & file 10201(1)) – (1) 5 Knotty Oak Shores, Coventry, RI 02816; (2) 31 Lionel Ave, Coventry RI 02816; (3) 340 Tiogue Ave (rear apt) Coventry, RI 02816 (served at this address)**
- Justin Cimalore (61-2015-07893/cl 8331) 5 Kent Ave, Westerly RI 02891 (address where served in hand and address of record)**
- Marvin Reyes, 179 Carleton Street, Providence, RI 02908 (no case number?)**
- Otto De Jesus Mendoza Lopez, 121 Bradford St., Bristol RI 02809 (# file 8728(1)) (no case number?)**

Status of Administrative Appeals:

Stephen Colucci/Colucci Brothers v. CRB –Admin Appeal.

Greene v. CRB –Admin Appeal. (PC-14-3371) – opposing counsel to sign dismissal stipul

7. Consideration of Motions: None this month.

8. Consideration of Cases on Appeal and Oral Argument: No appeals or motions filed this month.

9. Consideration of Request for Expungement: None

10. Education: Review all applications received and courses

submitted for approval.

CLEAResult East Operating, LLC submitted. This application was reviewed by the Board for courses that will be provided for continuing education. The following course titles were reviewed by the Board as to the content and all were approved on a motion by Felix Carlone and second by Tom Furey. These are three hour courses that will be provided at no cost to the contractor.

The Changing Residential Energy Code-Moving from 2009 IECC to 2012 IECC.

Residential Energy Code: Envelope and Building Science

Residential Energy Code: HVAC and Indoor Air Quality

Commercial Energy Code- Envelope and Building Science

Commercial Energy Code Mechanical Provisions

Commercial Energy Code-Lighting, Lighting Control, and Other Electrical Provisions.

11. Report of the Executive Director and Staff:

(1) Statistics Report: 08/12/2015

Registrations:

Number of Registered Contractors	11734		
Number of Cards Surrendered	6976		
Number of Cards Expired/Lapsed	18068	Number of Cards	
Invalidated	1707		

Number of Cards Suspended 508

Number of Cards Revoked 123

Registration Actions

Number of New Registered Contractors 70

Number of Renewed Contractors 11664

Number of Cards Surrendered 29

Registrations Invalidated 1

Registrations Suspended 8

Registrations Revoked 2

Claims:

Administrative Appeals 2

Board Appeals 0

Address Traces 80

Court

601

Awaiting Further Action 29

Disposed 7001

Final Orders 50

Hearings 33

Out of State Services 13 Proposed Orders 142

Under Investigation 117

Total Claims Filed with the Board 8130

Number of New Claims Processed

36

Violations:

Action Against Registration 54

Advertising 3

Cancelled Insurance 1343

Notice of Hearing 3

Non-Registered Contractor

918

TOTAL RECORDS 2346

Number of New Violations 108

Lapsed Registrations/Never Re-Newed:

January 2015

47

February 2015

62

March 2015

76

April 2015

90

May	2015
73	
June	2015
98	
July	2015
90	

Month	# Tickets Issued
Fines	

January 2015	3
\$1,250.00	
February 2015	1
\$ 500.00	
March 2015	1
\$ 250.00	
April 2015	3
\$2,250.00	
May	1
\$ 250.00	
June	3
\$ 750.00	
July	6
\$3,000.00	

Commercial Roofers:

Number of Registered Roofers

146

Number of New Registered Contractors 0

Number of Renewed Roofer Contractors 146

Number of Cards Surrendered 22

Number of Expired/Lapsed 78 Registrations Invalidated 0

Registrations Suspended 0

Registrations Revoked 0

12. Old Business:

(1.) Regulations, laws and standards were the topic of discussion and were reviewed by the Board. Upon review it was determined that we would continue to go forward with subcommittee meetings on Home Inspectors and Commercial Roofers; Well Drillers and Pump Installers will follow. Several meetings have already been conducted and more are scheduled so we can start the process of Regulatory Reform Review.

(2.) Underground Utilities had a Public Hearing on Monday July 27, 2015 and were sent to the Office of Regulatory Review and the modifications were approved. The Board after reviewing documents again on a motion Tony Raposo and seconded by Eric Wishart and Edgar Ladouceur unanimously approved the new Underground Utility Standards and they will be forward onto the Secretary of State for filing to replace the Emergency Regulations.

13. New Business:

a. Budget: Will be reviewing new proposed budget as to need to increase registration

fees for fiscal year 2017. More discussion will be had on this early next

legislative session.

b. Computer Program Update: We are currently testing the system and still finding bugs that need to be worked out. Looks like early fall is when we will be ready to go live.

c. Positions: Still waiting on the position of enforcement aide or another similar

position which may cause delays to the new licensing programs. This position has

been vacant since March 2013. The Principal Building Official Position is also

vacant, since December 2014 which needs to be filled. Also a counter clerk has

been out on extended medical leave, reducing our staff by 25%.

d. PSI: The date to get licensing programs up and running was moved to August

2015 with hopes that all the other licensing programs are ready with their rules and

regulations. The new changes to add another review from the Regulatory Reform

Office will more than likely delay at least some of the new licenses from being ready for that time.

e. Roofers and Well/Pump installers licensing requirements. Legislation for next year is being reviewed by a committee and updates on progress will be reported.

f. Board Appointments: Reappointments/new appointments are still pending and should be forthcoming by September.

g. Legislation: Will need to be submitted early Fall this year.

h. Underground Utility Contractors License: Testing will be conducted starting this month.

i. Education Sub-Committee: Board established a subcommittee on education of three members: Felix Carlone, Tom Furey and Arthur Salisbury. Meetings will be held prior to Board's meeting every month after the first few months. The first cases will be reviewed by the full Board to get a handle on how these cases will be reviewed. The make-up of the committee is subject to change depending on new appointments.

j. Nominations and Election of Chair and Vice Chair were tabled until next month due to possible appointments of new members.

k. Listserve was explained by Nancy to the Board and will be in operation now.

l. Letter to ACLU will be provided at next meeting addressing concerns discussed and changes made to the underground utility rules and regulations.

m. Letter regarding Bob LaFleur was presented to the Board.

n. Retention Schedule was discussed but tabled.

14. Public Comment: None

15. Announcements:

**The next Board meeting will be held on Wednesday,
September 9, 2015 at 12:30**

**PM, Conference Room "A" 2nd Floor; One Capitol Hill,
Providence, Rhode Island.**

**16. Adjournment: A motion was made by Tom Furey and
seconded by Mr.**

Dave Caldwell to adjourn the meeting at 2:05 PM.

Members Present: Edgar Ladouceur, Mathew Olson, Tony Raposo, David Caldwell, Paul Brunetti, Tom Furey, Robert Cardoza, William Geddes, Martin Ezeama, Michael Fox, Eric Wishart, Felix Carlone and Arthur Salisbury.

Members Absent: William Nash, Steve Carlino, J.L.Brillon, and Ron Caniglia.

Others Present: George Whalen (Executive Director), Attorney Mariana Ormonde, Carole Cornelison and staff.

Respectfully Submitted,

George W. Whalen

**Executive Director Rhode Island Contractors' Registration and
Licensing Board**